

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

BILLIE GILLENWATER, )  
                          )  
Plaintiff,            )  
                          )  
v.                     )           Case No. 4:05CV2011 RWS  
                          )  
                          )  
BURLINGTON NORTHERN and )  
SANTA FE RAILWAY CO., et al., )  
                          )  
                          )  
Defendants,            )  
                          )  
and                     )  
                          )  
T.B.C., by and through next friend, )  
Becky Dozier,            )  
                          )  
Plaintiff,            )  
                          )  
v.                     )           Case No. 4:05CV2049 RWS  
                          )  
                          )  
BURLINGTON NORTHERN and )  
SANTA FE RAILWAY CO., et al., )  
                          )  
                          )  
Defendants.            )

**MEMORANDUM AND ORDER**

This matter is before me on Plaintiff T.B.C.'s motion to remand. I will deny the motion for the reasons stated in my Memorandum and Order dated June 13, 2006, and my Memorandum dated June 15, 2006.

Accordingly,

**IT IS HEREBY ORDERED** that Plaintiff T.B.C.'s motion to remand [#11] is **DENIED**.

Dated this 10th day of August, 2006.

  
RODNEY W. SIPPEL  
UNITED STATES DISTRICT JUDGE